

BILL NO. S-74-03- 03

SPECIAL ORDINANCE NO. S- 33-74

AN ORDINANCE approving a certain bid document with BALTIMORE PAINT AND CHEMICAL CORP. for Pavement Marking Material.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. A certain bid document Ref. No. 568 dated February 27, 1974, between the City of Fort Wayne, by and through its Mayor and Traffic Engineering Department and BALTIMORE PAINT AND CHEMICAL CORP., for:

260 Gal. White Reflective Pre-Mix Traffic Paint	\$ 1,073.80
2968 Gal. White High Viscosity Traffic Paint	9,705.36
100 gal. Yellow Non-Reflective Traffic Paint	390.00
2800 gal. Yellow High Viscosity Traffic Paint	11,116.00
165 gal. Tol-U-OL Solvent	325.05
TOTAL	\$22,610.21

as more specifically set forth in said bid document Ref. No. 568 and Purchase Order No. 3-23201-I, which are on file in the office of the Department of Purchasing, and are by reference incorporated herein and made a part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

William T. Linga  
Councilman

APPROVED AS TO FORM  
AND LEGALITY.

Richard B. Allen  
CITY ATTORNEY

Read the first time in full and on motion by Senja, seconded by Stiv, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_

Charles M. Westerman  
CITY CLERK

Read the third time in full and on motion by Senja, seconded by Stiv, and duly adopted, placed on its passage. Passed (last) by the following vote:

	AYES <u>9</u>	NAYS <u>0</u>	ABSTAINED _____	ABSENT _____ to-wit:
BURNS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KRAUS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MOSES	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
NUCKOLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
STIER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TALARICO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATE: \_\_\_\_\_

Charles M. Westerman  
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. 8-33-74 on the 26th day of March, 1974.

ATTEST: (SEAL)

Charles M. Westerman  
CITY CLERK

Samuel J. Talarico  
PRESIDENT OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 27th day of March, 1974, at the hour of 4:45 o'clock A. M., E.S.T.

Charles M. Westerman  
CITY CLERK

Approved and signed by me this 27th day of March, 1974, at the hour of 4:30 o'clock P. M., E.S.T.

John A. Long  
MAYOR

Bill No. S-74-03-03

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance  
Approving a certain bid document with BATLIMORE PAINT AND CHEMICAL CORP.  
for Pavement Marking Material

have had said Ordinance under consideration and beg leave to report back to the Common  
Council that said Ordinance PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Winfield C. Moses, Jr.

Paul "Mike" Burns

*William T. Hinga*

*John Nuckols*

*James S. Stier*

*Winfield C. Moses, Jr.*

*Paul "Mike" Burns*

CONCURRED IN

DATE 3-26-74 CHARLES W. WESTERMAN, CITY CLERK

*memo from*

## **Purchasing Department**

March 5, 1974

Traffic Engineering  
Rm. 470 City-County Bldg.  
One Main St.  
Fort Wayne, Ind. 46802

Attention: Walter Stout

Subject: Bid #568

Attached is a copy of the successful bidder.

Baltimore Paint and Chemical Corp. (P.O. 3-23201-I)

Pavement Marking Material      \$22,610.21

Tabulation sheet is attached.

*DePy*

House Memorandum

To A.T. DEMETROFF - DEPT. OF PURCHASING Date 28<sup>TH</sup> FEB. 1979  
From WALT STOUT - TRAFFIC ENGINEERING  
Subject BID REF. #568 PAVEMENT MARKING MATERIAL

COPIES TO:

PLEASE BE ADVISED THE ATTACHED BIDS HAVE BEEN REVIEWED BY OUR OFFICE. WE ARE REQUESTING THE BID BE AWARDED TO BALTIMORE PAINT AND CHEMICAL CORP. WHO IS THE LOW BIDDER. WOULD YOU PLEASE AT YOUR EARLIEST POSSIBLE CONVENIENCE INITIATE A PURCHASE ORDER TO:

ELLIOTT EQUIPMENT CORP.  
2169 NORTH SHERMAN DRIVE  
INDIANAPOLIS, INDIANA 46218

THANK YOU!  
WALT

## TERMS

Baltimore  
Paint &  
Chemical

Cataphote  
CorporationPrismo  
Universal

William  
Armstrong  
Smith Co.

Premier Sales

Tropical  
Paint Co.

Chemical  
C.B. #2250.00  
2fd. O.K.  
4.5-60 dwd

Bynd  
a.f.c.k.

Bond  
Afd. O.K.  
Kedans

Ch. # 2,743.00  
A.L.C.K.  
40.00

QUANTITY	COMMODITY	12-60 days		60-90 days		90-120 days		120-150 days		150-180 days		180-210 days		210-240 days		240-270 days		270-300 days		300-330 days		330-360 days		360-390 days		390-420 days		420-450 days		450-480 days		480-510 days		510-540 days		540-570 days		570-600 days		600-630 days		630-660 days		660-690 days		690-720 days		720-750 days		750-780 days		780-810 days		810-840 days		840-870 days		870-900 days		900-930 days		930-960 days		960-990 days		990-1020 days		1020-1050 days		1050-1080 days		1080-1110 days		1110-1140 days		1140-1170 days		1170-1200 days		1200-1230 days		1230-1260 days		1260-1290 days		1290-1320 days		1320-1350 days		1350-1380 days		1380-1410 days		1410-1440 days		1440-1470 days		1470-1500 days		1500-1530 days		1530-1560 days		1560-1590 days		1590-1620 days		1620-1650 days		1650-1680 days		1680-1710 days		1710-1740 days		1740-1770 days		1770-1800 days		1800-1830 days		1830-1860 days		1860-1890 days		1890-1920 days		1920-1950 days		1950-1980 days		1980-2010 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days		19510-19540 days		19540-19570 days		19570-19600 days		19600-19630 days		19630-19660 days		19660-19690 days		19690-19720 days		19720-19750 days		19750-19	
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**DEPARTMENT OF PURCHASES**  
Number One Main St., Ft. Wayne, Ind. 46802

**INVITATION**

Quotations, subject to the conditions on the reverse hereof, are requested on the following list of materials, supplies, equipment or services, for the department as mentioned, with delivery to destination as shown below. Quotations shall include all charges for delivery, packing, etc. Address your reply as indicated below.

(Telephone 423-7037)

\*Mail all replies and correspondence, etc. in 4th of A.T. Demetrow DEPARTMENT OF PURCHASES

Room 1950, Number One Main St., Ft. Wayne, Ind. 46802

**REQUIRED FOR DELIVERY TO:**

Department Traffic Engineering Department  
or Division Rm. 740 City-County Building  
Address One Main St., Ft. Wayne, Ind. 46802

**RETURN ORIGINAL TO THE CITY—RETAIN DUPLICATE COPY FOR YOUR FILE**

Closing Wednesday, February 27, 1974 at 10:00 A.M.  
Time of Bids

TAXES: THE CITY IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS NO. 84568. PRICES SHOULD NOT INCLUDE THESE TAXES. See "Instructions to Bidders" No. 10 on reverse hereof for details.

**TAX EXEMPT (Unless otherwise indicated)**

Quantity	Unit	Materials, Supplies, Equipment or Services	Unit Price	Total Amount
		Pavement Marking Material, as per specifications enclosed.		

Bid Bond required ☐ NO ☒ YES 5% of bid Performance Bond ☒ NO ☐ YES  
See instruction item No. 16 on reverse side hereof.  
Terms net % cash discount if paid within 30 days from delivery and acceptance of goods or completion of services.

**PROPOSAL OR BID**

In compliance with the above invitation for bids and subject to all conditions thereof, the undersigned offers and agrees, if this bid be accepted within a reasonable time from date of closing, to furnish any or all of the items or render such services upon which prices are quoted, in accordance with the specifications applying and at the price set opposite each item.

Delivery of any or all of the items or completion of services indicated shall be made within 40-60 days from receipt of order.

**IMPORTANT**

As delivery may be a condition factor in the award of an order, it is important that bidders furnish the information requested above.

Sign Here:

**BALTIMORE PAINT & CHEMICAL CORPORATION**

Name of Company Baltimore Paint & Chemical Corporation  
Title Vice President

Address 2328 Hollins Ferry Road

City Baltimore, Maryland 21230 2/22/74

Specifications Cont'd

REFLECTIVE AND NON-REFLECTIVE PAVEMENT MARKING MATERIAL:

For furnishing during the period of the contract and at the prices indicated, the requirements of the commodities listed herein which may be required by the Traffic Engineering Department of the City and/or the County of Allen from time to time. It is understood that the quantities are approximate only and in no way shall govern the amount required during the period of the contract.

DELIVERY AND CONTRACT PERIOD:

The commodity shall be delivered to the City as needed and ordered beginning on the date of the contract award and ending December 31, 1974. Each release for delivery shall be evidenced by a regular purchase order issued by or on behalf of the using department. Delivery of all items stated upon the purchase order shall be guaranteed to be completed within thirty (30) days after date of purchase order.

PRICING-INVOICING:

The bidders' prices shall include all delivery charges and be submitted in the bidders proposal section included herein. Invoices must be submitted to the using department together with the City's standard claim form for that department.

BIDDERS PROPOSAL SECTION  
REFLECTIVE AND NON-REFLECTIVE PAVEMENT MARKING MATERIAL

<u>ESTIMATED QUANTITY</u>	<u>COLOR</u>	<u>TYPE OF MATERIAL</u>	<u>PRICES PER GAL.F.O.B. FT.WAYNE</u>	<u>TOTAL</u>
260 GALLONS ( 5 GAL PAILS)	WHITE	REFLECTIVE PRE-MIX	4.13*	1,073.80
100 GALLONS ( 5 GAL.PAILS)	YELLOW	NON-REFLECTIVE	3.90*	390.00
<hr/>				
* 7,420 GALLONS(30 GAL DRUMS) WHITE (28 GALLONS PER DRUM)		HIGH VISCOSITY NON-TRACKING FAST DRYING PAVEMENT MARKING MATERIAL	3.27	24,263.40
<hr/>				
**4,760 GALLONS(30 GAL DRUMS)YELLOW		HIGH VISCOSITY NON TRACKING FAST DRYING PAVEMENT MARKING MATERIAL	3.97	18,897.20

\*- 4,452 GALLON OF THIS ITEM IS INCLUDED FOR THE COUNTY

\*\*1,960 GALLON OF THIS ITEM IS INCLUDED FOR THE COUNTY

SOLVENT: Special Cleaning Solvent for High Viscosity Marking Paint (55 gallon drums) ----- 1.97/gal.

\* Based on award with White or Yellow Fast Drying Materials. (Delvd. with paint)  
\*\*\* not accept award alone.



CERTIFICATE OF COMPLIANCE  
FOR  
REFLECTORIZED PAVEMENT MARKING PAINTS  
( to be attached with all papers on bid quotes)

T0: Office of City Traffic Engineer  
Room 740, City-County Building  
Fort Wayne, Indiana, 46802

Having Authority to act for the BALTIMORE PAINT & CHEMICAL CORPORATION  
(Company Name)

\_\_\_\_\_ of 2325 Hollins Ferry Road,  
(Address)

Baltimore, Maryland, I do hereby certify that the  
ReflectORIZED Pavement Marking Paints submitted under this contract  
by the aforementioned company do conform and meet the specifications  
as set forth for this contract.

I further certify that said paints are manufactured by Baltimore  
Paint & Chemical Corporation; and have been tested by a bonafide  
Testing Laboratory, and so meet the standards set forth in the  
specifications.

(Signature)

Name

William J. Quinlan

Title

Vice President

For the

Baltimore Paint &  
Chemical Corporation

Of

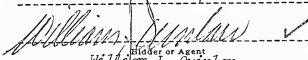
Baltimore, Maryland

NON-COLLUSION AFFIDAVIT

MARYLAND  
STATE OF ~~INDIANA~~ } SS:  
ANNE ARUNDEL COUNTY }

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting, nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

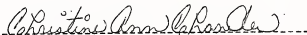
He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale or contract.

  
Bidder or Agent  
William J. Quinlan  
For BALTIMORE PAINT & CHEMICAL CORPORATION  
Firm or Corporation

Subscribed and sworn to before me this 22nd day of February, 1974

My Commission Expires

July 1, 1974



REQUEST FOR PUBLICATION

News	
Sentinel	X
Journal	
Gazette	X
Other	

DATE January 31, 1974

Kindly publish the following  
advertisement on the dates as  
shown and issue invoice to \*

\* Department Traffic Engineering Department  
Rm. 740 City-County Building  
Address One Main St., Ft. Wayne, Ind. 46802

Department of Purchases  
City of Fort Wayne

By A.T. Demetroff

BIDS WANTED - REFERENCE NO. 568

Sealed Proposals will be received by the City of Fort Wayne at the  
Office of Department of Purchases, Number One Main Street, Room  
470, Fort Wayne, Indiana, until 10:00 A.M., Wednesday, February 27, 1974  
for the following items:

Pavement Marking Material

Bid Forms, specifications, etc., may be obtained upon application at  
the office and address given above.

A Bid Bond or Certified Check in the amount of \$ 5% of Bid  
must be submitted with the bid.

Department of Purchases  
City of Fort Wayne  
By A.T. Demetroff  
Director of Purchases

INSERT 1st RUN

REPEAT 2nd RUN

Type of Advertising Required

February 15, 1974

February 22, 1974

LEGAL NOTICE X

# PROPOSAL AND BID SURETY FORM

## PROPOSAL:

In compliance with the foregoing invitation to bid and subject to all of the conditions thereof the undersigned offers and agrees, if this bid is accepted within a reasonable time from date of opening of bids, to enter into a contract in accordance with the prices stated herein.

The Legal Advertisement, General Conditions, Instructions to Bidders, Information for Bidders, Special Conditions, Specifications, and Plans applying form a part of this proposal.

This proposal is supported by the following bid surety as required by law and signatures affixed thereto constitute both a proposal and bid surety executed by the bidder.

## BID SURETY (REQUIRED BY LAW):

BOND FORM: (USE THIS BOND FORM—NO ALTERNATE FORM OF BOND WILL BE CONSIDERED).

KNOW ALL MEN BY THESE PRESENTS, THAT we, the undersigned, are held and firmly bound unto the City of Fort Wayne, State of Indiana, in the sum of.....

.....Dollars, to be paid on demand to said City of Fort Wayne, its successors and assigns for which payment well and truly to be made, we hereby bind ourselves, our heirs, successors, executors, and administrators, jointly and severally firmly by these presents.

The condition of this obligation is such that if the bid or proposal attached hereto and made a part hereof and submitted to the within named division of the City of Fort Wayne or its duly constituted agent, is accepted and a contract awarded to the undersigned bidder and the said bidder shall within ten (10) days after notice of said award enter into a contract with the said City of Fort Wayne, State of Indiana, and shall secure the performance of the same by bond or otherwise as may be required to the satisfaction of the City of Fort Wayne, Indiana then this obligation shall be null and void; otherwise to be in full force and effect.

BID CHECK (ALTERNATE FORM OF SURETY):  
 Certified ☒ 9013  
 Cashiers ☐ Check No. .... in the sum of Twenty-two hundred and fifty

If a corporate surety is furnished, it is necessary that a certificate authorizing the "attorney-in-fact" to sign the bond accompanying the same.

.....Dollars on Union Trust Company Bank  
 of Baltimore, Maryland

is herewith submitted and deposited in lieu of bond under the same terms and conditions as set forth in the above bond.  
 Note: If Check is used as Bid Surety—Attach here.

## SIGNATURES (BID SURETY AND PROPOSAL):

Witnessed by:

Jerome Caplan

OTHER PARTIES INTERESTED IN THIS PROPOSAL

(See 14—Signatures under General Conditions, etc.)

List all Parties if Partnership

BIDDER  
AND  
PRINCIPAL

BALTIMORE PAINT & CHEMICAL CORPORATION

Name of Bidder—Print or Type  
 By William H. Quinlan  
 Signature of Person Authorized to Sign  
 Title Vice President

2325 Hollins Ferry Road  
 Street Name and Number  
 Baltimore, Maryland 21230  
 City, State and Zip Code  
 Date February 22, 1974

Witnessed by:

SURETY

Name of Company — Print or Type  
 Incorporated  
 In the State of:.....  
 Address.....  
 By.....  
 Sign on this Line

Date.....

DIGEST SHEET

D-74-03-23 ✓

TITLE OF ORDINANCE Contract approval: Pavement Marking Material

Baltimore Paint and Chemical Corporation

DEPARTMENT REQUESTING ORDINANCE Traffic Engineering Department

SYNOPSIS OF ORDINANCE Purchase of Traffic Paint to be used for the 1974

City street painting program. The paint, when applied to the street surface will  
provide center-lines, lane-lines, edge-lines and lane-arrows on all major City  
streets with high volumes of vehicular traffic.

EFFECT OF PASSAGE Will conform to Federal requirements regarding "Uniform Traffic  
Control Devices". Will provide adequate day and night time  
guide-paths for vehicular traffic. The paint lines serve as a very effective means of  
conveying certain regulations and warnings that could not otherwise be made clearly  
understandable to the motorist.

EFFECT OF NON-PASSAGE Without Uniform pavement-markings the motorists would  
become confused and would be exposed to unnecessary congestion and danger resulting in  
possible injury or death.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) White Reflective @ \$4.13  
per gallon, Yellow Non-Reflective @ \$3.90 per gallon, White High Viscosity @ \$3.27  
per gallon, Yellow High Viscosity @ \$3.90 per gallon. Solvent @ \$1.97 per gallon  
Total Cost -----\$22,610.21

ASSIGNED TO COMMITTEE (J.N.) Finance